

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Telscape Communications, Inc.,

Complainant,

vs.

Pacific Bell Telephone Company,

Defendant.

C. 02-11-011
(Filed November 5, 2002)

ADMINISTRATIVE LAW JUDGE'S RULING MODIFYING SCHEDULE

On June 10, 2003, complainant Telscape Communications, Inc., on behalf of all parties in this proceeding, filed a Request for Modification of Schedule. The parties propose a more extended schedule than the revised schedule set in the Administrative Law Judge's Ruling Setting Revised Schedule dated May 9, 2003, because discovery has proven more extensive and complex than it appeared when the previous schedule was revised.

The parties report progress in their efforts to prepare this case for hearing, but are not able to meet the current schedule. The parties' proposed modified schedule is a reasonable response to the volume and complexity of discovery. In order to avoid further delay in this case, the parties are reminded that discovery disputes should be resolved expeditiously. The parties must promptly meet and confer in a good faith effort to resolve any disputes. If that fails, any party may promptly file a written motion in accordance with Rule 45.

The schedule for this proceeding is hereby modified as set forth below.

Modified Schedule

August 22, 2003	Distribution of complainant's and intervenors' prepared testimony to all parties; copy to ALJ
October 10, 2003	Distribution of defendant's prepared testimony to all parties; copy to ALJ
October 31, 2003	Distribution of complainant's and intervenors' prepared rebuttal testimony to all parties; copy to ALJ
November 7, 2003	Discovery completed
November 10, 2003 10 a.m.	Third prehearing conference, Commission Courtroom, San Francisco
November 17 - 21, 2003 9 a.m.	Evidentiary hearing, Commission Courtroom, San Francisco
December 19, 2003	Concurrent opening briefs
January 14, 2004	Concurrent reply briefs; submission of case
March 14, 2004	Presiding Officer's decision filed within 60 days of submission
April 13, 2004	Presiding Officer's decision becomes effective 30 days after mailing (unless appeal filed per § 1701.2(a) and Rule 8.2)

IT IS RULED that the schedule for this proceeding is revised as set forth herein.

Dated June 19, 2003, at San Francisco, California.

/s/ ANNE E. SIMON
Anne E. Simon
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Modifying Schedule on all parties of record in this proceeding or their attorneys of record.

Dated June 19, 2003, at San Francisco, California.

/s/ HELEN FRIEDMAN

Helen Friedman

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.